

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 2, 2003**

DIVISION FIVE

B163826      Einar Wm. Johnson                      (Not for Publication)

v.  
Superior Court, Los Angeles County  
(Tho Gia To, et al., r.p.i.)

The petition for writ of mandate is granted. The trial court is directed to vacate its order denying petitioner's summary judgment motion and enter a new and different order granting summary judgment to petitioner. Petitioner is awarded its costs in this proceeding.

Mosk, J.

We concur:    Turner, P.J.  
                      Armstrong, J.

B158804      Tese Natural Health Group                      (Not for Publication)

v.  
Bao-Ju Wang

The judgment is affirmed. Respondent(s) to recover costs.

Mosk, J.

I concur:        Grignon, J.  
I concur:        Turner, P.J. (opinion)

B157434      Robert Lia    (Not for Publication)

v.  
Domaine Mumm, Inc.

The judgment is reversed. Appellant(s) to recover costs.

Armstrong, J.

We concur:    Turner, P.J.  
                      Grignon, J.

## DIVISION FIVE (Continued)

B164668      People                                  (Not for Publication)  
v.  
Jose A. Delarosa Jr.

The appeal is dismissed.

Turner, P.J.

We concur: Grignon, J.  
Armstrong, J.

B160381 People (Not for Publication)  
v.  
Elliott Goshen

The judgment is modified to reflect: presentence custody credit of 200 days consisting of 134 days in actual custody and 66 days of conduct credit; the imposition of \$200 in penalty assessments pursuant to Penal Code section 1464, subdivision (a); and imposition of \$140 in penalty assessments under Government Code section 76000, subdivision (a). The clerk of the superior court is to prepare an amended abstract of judgment and forward it to the Department of Corrections. In all other respects, the judgment is affirmed.

Turner, P.J.

We concur:   Armstrong, J.  
                      Mosk, J.

B155135 People  
v.  
Mario Velasco

Filed order denying petition for rehearing.

## DIVISION SIX

[illegible]

The judgment is affirmed.

Yegan, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.

B158673 People (Not for Publication)  
v.  
Ferguson

The eight-month consecutive sentence imposed for violation of Vehicle Code section 2800.2, subdivision (a) is stayed pursuant to section 654. The superior court shall prepare an amended abstract of judgment and shall forward a copy to the Department of Corrections. As so modified, the judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.  
Yegan, J.

B163690 People (Not for Publication)  
v.  
Summitt

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

June 2, 2003 (Continued)

## DIVISION SIX (Continued)

B158237 People (Not for Publication)  
v.  
Malo

The appeal is dismissed.

Perren, J.

We concur: Yegan, Acting P.J.  
Coffee, J.

B160707 People (Not for Publication)  
v.  
Ferrel

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

B158299 People (Not for Publication)  
v.  
Cervantes

The clerk of the superior court is ordered to prepare and forward to the Department of Corrections a modified abstract of judgment awarding appellant 1002 actual days of pre-sentence custody credit and zero days of pre-sentence conduct credit. As so modified, the judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

B156481      People  
v.  
Hawkins

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)